



General Assembly

**Substitute Bill No. 1019**

January Session, 2009

\* SB01019ENV\_\_031609\_\_ \*

**AN ACT REQUIRING BIODIESEL-BLENDED HEATING OIL AND DIESEL FUEL.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2009*) (a) As used in this  
2 section, "biodiesel" means a fuel meeting the requirements of  
3 designation D6751 of ASTM International. Any diesel fuel or number  
4 two heating oil sold in the state shall: (1) Not later than July 1, 2010, be  
5 a biodiesel blend containing not less than two per cent biodiesel, (2)  
6 not later than July 1, 2011, be a biodiesel blend containing not less than  
7 three per cent biodiesel, (3) not later than July 1, 2012, be a biodiesel  
8 blend containing not less than four per cent biodiesel, and (4) on and  
9 after July 1, 2013, be a biodiesel blend containing not less than five per  
10 cent biodiesel.

11 (b) The Commissioner of Environmental Protection may suspend  
12 the requirements of subsection (a) of this section if the commissioner  
13 finds that the physical availability of fuel or oil which complies with  
14 such requirements is inadequate to meet the needs of residential,  
15 commercial or industrial users in this state and that such inadequate  
16 physical availability constitutes an emergency, provided the  
17 commissioner shall specify in writing the period of time such  
18 suspension shall be in effect.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2009</i>	New section
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***Statement of Legislative Commissioners:***

In subsection (a), "American Society for Testing and Materials" was changed to that organization's current name, "ASTM International".

***ENV***      *Joint Favorable Subst.*